

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: M. A. Liu et al.

Serial No. to be assigned
Filed: (Ex Mail EM358364529US
For: COORDINATE IN VIVO GENE EXPRESSION)

Art Unit: 1636

Examiner: N. Degen

Assistant Commissioner for Patents
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97**

Sir:

Sir:

1. Applicant(s) submit(s) on the attached PTO-1449 herewith a list of patents, publications or other information of which they are aware, which they believe may be pertinent to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. 1.56. This Information Disclosure Statement is not an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such.

2. In accordance with 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

3. If the captioned case is a continuing application of an earlier filed parent application, the Examiner is respectfully requested to refer to any art cited to the earlier filed parent application. If this is inconvenient, additional copies will be submitted upon request.

EXPRESS MAIL CERTIFICATE
DATE OF DEPOSIT Sept 10, 1999
EXPRESS MAIL NO EM 35836452915
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
SERVICE AS EXPRESS MAIL "POST OFFICE TO
ADDRESSEE" BEFORE 5 PM ON THE ABOVE DATE IN
AN ENVELOPE ADDRESSED TO ASSISTANT COMMISSIONER
FOR PATENTS, WASHINGTON, D.C. 20231
MAILED BY Peter S. Smith
DATE Sept. 10, 1999

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date appearing below.

MERCK & CO., INC.

By _____ Date _____

INFORMATION DISCLOSURE STATEMENT

4. Copies of the following references listed on PTO-1449 are not enclosed because they have been submitted in a related application as follows:

REFERENCE	RELATED APPLICATION		
	SN	FILING DATE	MERCK CASE
A-DG (12 sheets)	08,702,502	Sep 4, 1996	19188PI

5. In accordance with 37 C.F.R. 1.97, (check one)

- ☒ the attached information is filed within three months of the filing date of the captioned case.
- ☐ the attached information is filed more than three months after the filing date but prior to a first Official Action on the merits.
- ☐ the attached information is being filed more than three months after the filing date and after receipt of the first Office Action on the merits, but before Final Action or Notice of Allowance. The enclosed authorization is therefore given to charge Deposit Account No. 13-2755 for the fee required under 37 C.F.R. 1.17(p).
- ☐ the undersigned certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.
- ☐ the undersigned certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated under 37 C.F.R. 1.56(c) more than three months prior to the filing of the statement.

Respectfully submitted,


By: J. Mark Hand

Attorney _____ For Applicant(s)

Reg. No. 36,545

MERCK & CO., INC.

Patent Dept.

P.O. Box 2000

Rahway, N.J. 07065-0907

(732)594-3905

Date: September 10, 1999